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**RULES/AGENCY RULES COMMITTEE**

Meeting Report  
September 1, 2004

**PRESENT:** Chair Dando; Members Chavez, Cortese and Williams  
Councilmember Nora Campos attended as the alternate member.

**ABSENT:** Member Yeager (excused)

**STAFF:** City Attorney Richard Doyle, City Clerk Lee Price, Assistant City Manager Mark Linder, Assistant to the City Manager Deanna Santana, Council Agenda Manager for the Mayor's Office Jennifer Carlino, and Redevelopment Agency Liaison Gary Miskimon

Chair Dando called the meeting to order at 2:04 p.m.

**A. Redevelopment Agency**

**1. Review September 14, 2004 Draft Agenda**

The Committee recommended approval of the September 14, 2004 Redevelopment Agency agenda.

**2. Add New Items to September 7, 2004 Agenda**

The Committee recommended the following change to the September 7, 2004 Redevelopment Agency agenda:

- a. Recommended deferral of Item 7.1 Construction of a Neighborhood Center [SNI: Hoffman/Via Monte] to September 14, 2004.

**3. Staff Reports Outstanding**

There were none.

**B. City Council**

**1. Review September 14, 2004 Draft Agenda**

The Committee recommended approval of the September 14, 2004 City Council agenda.

**a. Additions/Changes**

- (1) Presentation of a proclamation declaring September as Leukemia, Lymphoma and Myeloma Awareness Month in San José (Mayor)
- (2) Adoption of a resolution accepting invitations for the opening performance of the Opera San José from Opera San José and approving the distribution of invitations to officials and staff of the City and the Redevelopment Agency in their official capacity as representatives of the City of San José (City Attorney)
- (3) Public Hearing to consider the adoption of a resolution amending the Schedule of Fees and Charges to establish lobbyist registration fees. (City Clerk)

**2. Add New Items to September 7, 2004 Agenda**

The Committee recommended the following additions to the September 7, 2004 City Council agenda:

• **Mayor and Councilmember Requests**

1. Presentation of a commendation to Stewart Slater for his high level of performance and firm commitment to the American Musical Theatre of San José, and for his dedicated leadership in serving the constituents of San José and the City's unique arts culture. (Williams)

• **City Manager Requests**

There were none.

• **City Attorney Requests**

There were none.

• **City Clerk Requests**

1. Acceptance of the City Auditor's Reports:
  - a) Report of Activities and Findings for the Period for Period June 16 through August 15, 2004.
  - b) Report on Sales and Business Tax Audit Results for the Quarter Ended June 30, 2004.

2. Approval of the City Auditor's travel calendar through December 31, 2004

**3. Staff Reports Outstanding**

Documents Filed: Report from the City Manager's Office dated August 31, 2004, listing three staff reports outstanding for the September 1, 2004 Council agenda.

Discussion/Action: The Committee noted and filed the City Manager's report.

**C. Legislative Update**

**1. State**

- a. **Request to support AB 1878 (Chan) Relating to Motor Scooters, Operation and Noise; SB 1694, SB 1696, SB 1697 (Torlakson) Relating to Driving Under the Influence.**

This item was reported on at the September 7, 2004 City Council meeting. [See 09-07-04 Item #3.2 c(1)(a)]

**2. Federal**

There was no report.

**D. Meeting Schedules**

There were none.

**E. The Public Record**

There were none.

**F. Appointments to Boards, Commissions and Committees**

There were none.

**G. Rules Committee Reviews, Recommendations and Approvals**

**1. Report back on Secondary Units Outreach Efforts and Legislative Update.**

Documents Filed: Memorandum from Leslye Corsiglia, Director of Housing and Stephen M. Haase, Director of Planning, Building and Code Enforcement dated August 31, 2004.

Discussion/Action: Chair Dando asked staff to determine how many of the Top 10 Cities in California allow secondary units. In addition, she suggested that staff update, as appropriate, the City's 1984 policy on secondary units. She added that the Council may wish to re-state findings of adverse impacts, particularly in the light of the progress San José has made in the production of affordable housing. The Committee accepted the report.

**2. Follow-up Report from Office of Economic Development on Project Impacts if the Referral to Expand the Small Business Development Commission is Approved**

Documents Filed: Memorandum from Paul Krutko, Director of Economic Development, dated August 31, 2004, presenting a workload assessment to expand the functions, powers and duties of the Small Business Development Commission.

Discussion/Action: The Committee directed staff to coordinate workload with both the Driving Strong Economy Committee and the Getting Families Back to Work Committee and report back to the Rules Committee in January. The Committee accepted the report.

**H. Oral Communications**

None were presented.

**I. Adjournment**

The meeting adjourned at 2:43 P.M.

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Pat Dando, Chair  
Rules/Agency Rules Committee